

DT02 Rec'd PCT/PTO 22 FEB 2005 PCT #74

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Dated: 2/17/05 Signature: Andrea Berlo (Andrea Berlo)

Docket No.: CWRU-P03-015 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gerson et al.

Application No.: 10/505400

Confirmation No.: Not Yet Assigned

Filed: August 19, 2004

Art Unit: N/A

For: ALKYLATING AGENT COMBINATIONS
IN THE TREATMENT OF CANCER

Examiner: Not Yet Assigned

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (SIDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Copies of the non-patent references on the PTO/SB/08 are provided.

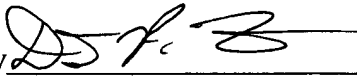
In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. CWRU-P03-015. A duplicate copy of this paper is enclosed.

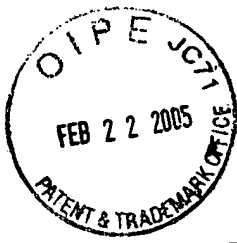
Dated: February 17, 2005

Respectfully submitted,

By 

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| Substitute for form 1449A/PTO | | Complete if Known | |
| SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | Application Number | 10/505,400 |
| | | Filing Date | August 19, 2004 |
| | | First Named Inventor | Stanton L. Gerson |
| | | Art Unit | Not Yet Assigned |
| | | Examiner Name | Not Yet Assigned |
| Sheet | 1 | of | 1 |
| | | Attorney Docket Number | CWRU-P03-015 |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-----------------------|--|--|--------------------------------|--|--|
| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
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| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | | |
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¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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|-------------------|-----------------------|--|----------------|
| | AA | Fortini et al., "Mutagenic processing of esthlyation damage in mammalian cells: the use of methoxyamine to study apurinic/apyrimidinic site-induced mutagenesis," <i>Cancer Res.</i> 53:1149-1155 (1993) | |
| | AB | Fortini et al., Methoxyamine modification of abasic sites protects CHO cells from the cytotoxic and mutagenic effects of oxygen alkylation," <i>Carcinogenesis</i> 13: 87-93 (1992) | |
| | AC | Liuzzi and Talpeart-Borle, "A new approach to the study of the base-excision repair pathway using methoxyamine," <i>J. Biol. Chem.</i> 260:5252-5258 (1985) | |
| | AD | Menissier-de Murcia et al., "Requirement of poly (ADP - ribose) polymerase in recovery from DNA damage in mice and in cells," <i>Proc. Natl. Acad. Sci. USA</i> 94:7303-7304 (1997) | |
| | AE | Rosa et al., "Processing in vitro of an abasic site reacted with methoxyamine: a new assay for the detection of abasic sites formed in vivo," <i>Nucleic Acids Res.</i> 19:5569-5574 (1991) | |
| Examiner Initials | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

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| Examiner Signature | | Date Considered | |
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